

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51288 of 2024**

Arising Out of PS. Case No.-123 Year-2024 Thana- MAGADH UNIVERSITY District- Gaya

Lalu Yadav Son Of Nanhak Yadav, Resident Of Village - Pandarikalan, Police
Station - Hunterganj, District - Chatra (Jharkhand). Petitioner/S
Versus

The State Of Bihar. Opposite Party/s

Appearance :
For the Petitioner/s : Mr. Abhay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Ajit Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 21-08-2024 Heard Mr. Abhay Kumar Singh, learned counsel

 appearing on behalf of the petitioner and Mr. Ajit Kumar,

 learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Magadh University P.S. Case No. 123 of 2024 registered
for the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act, 2016.

3. The allegation is of recovery of 57 liters and 750ml
of foreign liquor from an open place, admittedly from the
motorcycle of the petitioner.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and he has falsely
been implicated in the present case. Learned counsel further
submitted that the petitioner has no concern either with the
seized liquor or trade of liquor in any manner. The petitioner has
clean antecedent. On these grounds, petitioner seeks to be
released on bail.



5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation made against the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned court of Exclusive Special Excise Court No.1, Gaya in connection with Magadh University P.S. Case No. 123 of 2024, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.

(Purnendu Singh, J.)

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